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LRB094 17976 DRH 58142 a

1 AMENDMENT TO SENATE BILL 2368

2 AMENDMENT NO. _____. Amend Senate Bill 2368 on page 1,
3 line 26, by replacing "28" with "15"; and

4 by replacing lines 10 through 36 on page 2 and lines 1 through
5 16 on page 3 with the following:

6 "(5) 3 members of county or city law enforcement
7 agencies, representing jurisdictions of varied size and
8 geography, appointed by the Governor;

9 (6) 4 members of community organizations representing
10 minority interests, appointed by the Governor; and

11 (7) one member of the Illinois academic community with
12 specific expertise in both statistical analysis and law
13 enforcement, appointed by the Governor.

14 (c) All members shall serve 2 years and until their
15 successors are appointed. Members may be reappointed for an
16 unlimited number of terms. The Oversight Board shall meet at
17 least quarterly.

18 Section 20. Chairpersons. From the membership of the
19 Board, the Governor shall designate the chair and vice chair,
20 who shall serve at the discretion of the Governor. Chairpersons
21 shall serve in that capacity for a term not to exceed 2
22 years."; and

23 on page 3, line 19, by replacing "Governing" with "Oversight";

1 and

2 by replacing lines 29 through 31 on page 3, all of page 4, and
3 lines 1 through 15 on page 5 with the following:

4 "Section 40. Powers and Duties of the Oversight Board. The
5 Oversight Board shall have the following powers, duties, and
6 responsibilities:

7 (a) To operate purely as an advisory body. Any changes to
8 rules and policy promoted by the Oversight Board are only
9 recommendations, which may be reported to the Governor, the
10 Secretary of State, and the General Assembly or to appropriate
11 law enforcement agencies.

12 (b) To coordinate the development, adoption, and
13 implementation of plans and strategies to eliminate racial
14 profiling in Illinois and to coordinate the development,
15 adoption, and implementation of plans and strategies to create
16 public awareness programs in minority communities, designed to
17 educate individuals regarding racial profiling and their civil
18 rights.

19 (c) To promulgate model policies for police agencies that
20 are designed to protect individuals' civil rights related to
21 police traffic enforcement and to recommend to law enforcement
22 agencies model rules as may be necessary to effectuate training
23 regarding data collection and mechanisms to engage those
24 agencies who willfully fail to comply with the requirements of
25 the Traffic Stop Statistical Study Act.

26 (d) To study and to issue reports and recommendations to
27 the Governor, the Secretary of State, and the General Assembly
28 regarding the following subjects by the following dates:

29 (1) no later than July 1, 2008, regarding strategies to
30 improve the benchmark data available to identify the race,
31 ethnicity, and geographical residence of the Illinois
32 driving population, beginning on August 1, 2008, with the

1 collection of race and ethnicity data on new and renewal
2 applicants for driver's licenses. This data shall be
3 available for statistical benchmark comparison purposes
4 only;

5 (2) no later than January 1, 2009, regarding data
6 collection requirements with respect to additional race
7 and ethnicity categories to be added to the traffic stop
8 statistical study in order to improve data collection among
9 unreported and under-reported minority populations. The
10 Board shall study, and recommend if required, at a minimum,
11 data collection strategies, categories, and benchmarks for
12 persons of Middle-Eastern origin. The Board shall also
13 study stops lasting over 30 minutes and define categorical
14 reasons for the extended stops;

15 (3) no later than July 1, 2009, regarding technological
16 solutions to aid in the identification, elimination, and
17 prevention of racial profiling and to recommend funding
18 sources for statewide implementation of the technological
19 solutions;

20 (4) no later than January 1, 2010, regarding whether
21 Illinois should continue the mandatory data collection
22 required under this Act, as well as the best practices of
23 data collection as related to the identification,
24 elimination, and prevention of bias-based policing; and

25 (5) on or before April 1 of each year, regarding the
26 Oversight Board's activities during the previous fiscal
27 year."; and

28 on page 9, by replacing lines 6 through 21 with the following:

29 "(i) This Section is repealed on July 1, 2010.; and

30 on page 9, by replacing lines 23 through 25 with the following:

31 "Section 99. Effective date. This Act takes effect January

1 1, 2007, except that the Racial Profiling Prevention and Data
2 Oversight Act takes effect January 1, 2008.".